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PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Vaughen, et al. ) Confirmation No.: 8199  
Application No.: 10/749,345 ) Group Art Unit: 3731  
Filed: December 30, 2003 ) Examiner: to be assigned  
For: RESORBABLE SURGICAL FIXATION )  
DEVICE )  
)

**MAIL STOP AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the document listed on the attached PCT International Bureau search report. This document was cited in a PCT International Bureau Search Report dated March 8, 2006 that was received from the PCT International Office in a counterpart application (copy attached hereto).

This Information Disclosure Statement is filed under 37 C.F.R. 1.97(c) after the first office action. In accordance with 37 C.F.R. 1.97(e)(1), it is certified that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Accordingly, no fee is believed to be due. Should a fee be required, please charge this fee, and any other fee(s) that

may be required in connection with the filing of this Statement, to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310. A copy of this sheet is enclosed.

Applicant respectfully requests that the Examiner consider the listed document and evidence that consideration by making appropriate notations on the attached PCT search report.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each of the listed documents are material or constitute "Prior Art." If it should be determined that the listed documents do not constitute "Prior Art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

By:



Frank J. Spanitz  
Reg. No. 47,104

Dated: April 25, 2006

**CUSTOMER NO. 09629**  
MORGAN, LEWIS & BOCKIUS LLP  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
Telephone: (202) 739-3000

<b>INFORMATION DISCLOSURE CITATION</b> <small>(Use several sheets if necessary)</small>    <b>PTO Form 1449</b>	<b>Attorney Docket No.</b> <b>060960-5009-US</b>	<b>Serial No.</b> <b>10/749,345</b>
	<b>Applicants</b>	
	<b>Douglas VAUGHEN et al.</b>	
	<b>Filing Date</b>	<b>Group</b>
	<b>December 30, 2003</b>	
	<b>3731</b>	

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


Examiner	Date Considered
Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	